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**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:10-cv-00247-ESH**

BROWN v. U.S. DEPARTMENT OF JUSTICE

Assigned to: Judge Ellen S. Huvelle

Case in other court: USCA, 10-05356

Cause: 05:552 Freedom of Information Act

Date Filed: 02/18/2010

Date Terminated: 10/07/2010

Jury Demand: None

Nature of Suit: 895 Freedom of Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

MICHAEL L. BROWN

represented by **MICHAEL L. BROWN**
R04909-090
TUCSON UNITED STATES
PENITENTIARY
Inmate Mail/Parcels
P.O. Box 24550
TUCSON, AZ 85734
PRO SE

V.

Defendant

U.S. DEPARTMENT OF JUSTICE

represented by **Judith A. Kidwell**
U.S. ATTORNEY'S OFFICE
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Room E4212
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Fax: (202) 307-2304
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ATTORNEY TO BE NOTICED

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TERMINATED: 03/04/2011

Maureen Quinn McGough

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TERMINATED: 09/20/2010

Date Filed	#	Docket Text
02/18/2010	<u>1</u>	PETITION for Writ of Mandamus (Filing fee \$ 0.00) filed by MICHAEL L. BROWN. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Civil Cover Sheet)(rdj) (Entered: 02/22/2010)

02/18/2010	2	NOTICE OF RELATED CASE. Case related to Case No. 08-821. (rdj) (Entered: 02/22/2010)
02/18/2010	3	MOTION for Leave to Proceed in forma pauperis by MICHAEL L. BROWN (rdj) (Entered: 02/22/2010)
02/18/2010	4	PRISONER TRUST FUND ACCOUNT STATEMENT for period of six months by MICHAEL L. BROWN (rdj) (Entered: 02/22/2010)
02/18/2010	5	ORDER denying 1 Petition for Writ of Mandamus filed by MICHAEL L. BROWN ; FURTHER ORDERED, that this shall proceed as a civil action under the Freedom of Information Act against U. S. DEPARTMENT OF JUSTICE. Signed by Judge Henry H. Kennedy on February 7, 2010. (rdj) (Entered: 02/22/2010)
02/18/2010	6	ORDER directing an initial partial filing fee in the amount of \$24.08 be made from Prison Account of MICHAEL L. BROWN ; further ordered, granting 3 MOTION for Leave to Proceed in forma pauperis (See Order for full details).. Signed by Judge Henry H. Kennedy on February 7, 2010. (rdj) (Entered: 02/22/2010)
02/18/2010		SUMMONS (3) Issued as to U.S. DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (rdj) (Entered: 02/22/2010)
03/02/2010	7	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on Attorney General. Date of Service Upon Attorney General 3/1/10., SUMMONS Returned Executed U.S. DEPARTMENT OF JUSTICE & U.S. Attorney served on 3/1/2010, answer due 3/31/2010. (jf,) (Entered: 03/03/2010)
03/10/2010	8	NOTICE of Appearance by Robin M. Fields on behalf of U.S. DEPARTMENT OF JUSTICE (Fields, Robin) (Entered: 03/10/2010)
03/25/2010	9	First MOTION for Extension of Time to File Answer re 5 Order, 1 Petition for Writ of Mandamus by U.S. DEPARTMENT OF JUSTICE (Attachments: # 1 Text of Proposed Order)(Fields, Robin) (Entered: 03/25/2010)
03/26/2010		MINUTE ORDER granting 9 Motion for Extension of Time to Answer. Defendant's answer is due by 4/30/2010. Signed by Judge Ellen S. Huvelle on March 26, 2010. (AG) (Entered: 03/26/2010)
03/26/2010		Set/Reset Deadlines: Answer due by 4/30/2010. (gdf) (Entered: 03/26/2010)
04/26/2010	10	NOTICE of Appearance by Maureen Quinn McGough on behalf of U.S. DEPARTMENT OF JUSTICE (McGough, Maureen) (Entered: 04/26/2010)

04/27/2010	<u>1</u> <u>1</u>	NOTICE of Appearance by Judith A. Kidwell on behalf of U.S. DEPARTMENT OF JUSTICE (Kidwell, Judith) (Entered: 04/27/2010)
04/27/2010	<u>1</u> <u>2</u>	ANSWER to Complaint by U.S. DEPARTMENT OF JUSTICE.(Kidwell, Judith) (Entered: 04/27/2010)
05/04/2010	<u>1</u> <u>3</u>	ORDER Setting Briefing Schedule: Defendant shall file a dispositive motion by June 4, 2010; plaintiff shall file an opposition by July 6, 2010; and defendant shall file any reply by July 21, 2010. Signed by Judge Ellen S. Huvelle on May 4, 2010. (AG) (Entered: 05/04/2010)
05/04/2010		Set/Reset Deadlines: Dispositive Motions due by 6/5/2010. Response to Dispositive Motions due by 7/5/2010. Reply to Dispositive Motions due by 7/20/2010. (gdf) (Entered: 05/04/2010)
05/04/2010	<u>1</u> <u>4</u>	AMENDED ORDER Setting Briefing Schedule and replacing <u>13</u> Order: defendant shall file a dispositive motion by June 4, 2010; plaintiff shall file an opposition by July 6, 2010; defendant shall file any reply by July 21, 2010. Signed by Judge Ellen S. Huvelle on May 4, 2010. (AG) (Entered: 05/04/2010)
05/04/2010		Set/Reset Deadlines: Dispositive Motion due by 6/4/2010. Response to Dispositive Motion due by 7/6/2010. Reply to Dispositive Motion due by 7/21/2010. (gdf) (Entered: 05/04/2010)
06/04/2010	<u>1</u> <u>5</u>	MOTION for Summary Judgment by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Declaration of David M. Hardy, # <u>2</u> Declaration of Jeffrey B. Moore)(McGough, Maureen) (Entered: 06/04/2010)
06/07/2010	<u>1</u> <u>6</u>	Order advising plaintiff to respond or Court may deem matter as conceded re <u>15</u> Motion for Summary Judgment filed by U.S. DEPARTMENT OF JUSTICE. Plaintiff's response is due by 7/6/2010. Signed by Judge Ellen S. Huvelle on June 7, 2010. (AG) (Entered: 06/07/2010)
06/07/2010		Set/Reset Deadlines: Plaintiff's Responses due by 7/6/2010 (tr) (Entered: 06/07/2010)
07/14/2010	<u>1</u> <u>7</u>	Memorandum in opposition to re <u>15</u> MOTION for Summary Judgment filed by MICHAEL L. BROWN. (jf,) (Entered: 07/15/2010)
07/15/2010	<u>1</u> <u>8</u>	Memorandum in opposition to <u>15</u> MOTION for Summary Judgment filed by MICHAEL L. BROWN. (jf,) (Entered: 07/16/2010)
07/21/2010	<u>1</u> <u>9</u>	REPLY to opposition to motion re <u>15</u> MOTION for Summary Judgment filed by U.S. DEPARTMENT OF JUSTICE. (McGough, Maureen) (Entered: 07/21/2010)

09/03/2010	20	ORDER. On or before September 17, 2010, defendant shall 1) conduct a search for documents responsive to plaintiff's request; or 2) inform the Court why defendant's acknowledgment of responsive documents is reasonably likely to cause harm recognizable under a FOIA exception. See Order for details. Signed by Judge Ellen S. Huvelle on September 3, 2010. (lcesh1) (Entered: 09/03/2010)
09/15/2010	21	MOTION for Extension of Time to <i>Comply with Court's Order</i> by U.S. DEPARTMENT OF JUSTICE (McGough, Maureen) (Entered: 09/15/2010)
09/15/2010		MINUTE ORDER granting in part and denying in part 21 defendant's Motion for Extension of Time to Comply with the Court's Order. Defendant shall comply with the Court's Order of September 3, 2010, on or before October 6, 2010. Signed by Judge Ellen S. Huvelle on September 15, 2010. (lcesh1) (Entered: 09/15/2010)
09/20/2010	22	NOTICE OF SUBSTITUTION OF COUNSEL by Benjamin George Birkhill on behalf of U.S. DEPARTMENT OF JUSTICE Substituting for attorney Maureen Q. McGough (Birkhill, Benjamin) (Entered: 09/20/2010)
10/06/2010	23	NOTICE by U.S. DEPARTMENT OF JUSTICE (Attachments: # 1 Declaration) (Birkhill, Benjamin) (Entered: 10/06/2010)
10/07/2010	24	MEMORANDUM AND OPINION. Signed by Judge Ellen S. Huvelle on October 7, 2010. (AG) (Entered: 10/07/2010)
10/07/2010	25	ORDER granting 15 defendants' Motion for Summary Judgment. Case is DISMISSED. Signed by Judge Ellen S. Huvelle on October 7, 2010. (AG) (Entered: 10/07/2010)
10/21/2010	26	NOTICE OF APPEAL as to 25 Order on Motion for Summary Judgment by MICHAEL L. BROWN. Filing fee \$ 0.00. Fee Status: No Fee Paid. Parties have been notified. (jf,) (Entered: 10/22/2010)
10/22/2010	27	Transmission of the Notice of Appeal, Order Appealed, and Docket Sheet to US Court of Appeals. The Fee remains to be paid and another notice will be transmitted when the fee has been paid in the District Court re 26 Notice of Appeal. (jf,) (Entered: 10/22/2010)
10/26/2010		USCA Case Number 10-5356 for 26 Notice of Appeal filed by MICHAEL L. BROWN. (rdj) (Entered: 10/26/2010)
03/04/2011	28	NOTICE OF SUBSTITUTION OF COUNSEL by Sharon L. Tucker on behalf of All Defendants Substituting for attorney Benjamin Birkhill (Tucker, Sharon) (Entered: 03/04/2011)
05/24/2011	29	MANDATE of USCA (certified copy) as to 26 Notice of Appeal filed by MICHAEL

	9	L. BROWN ; USCA Case Number 10-5356. ORDERED that this case be dismissed for lack of prosecution. (smm) (Entered: 05/25/2011)
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